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Client Matter: 23451-047

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To: **MICHAEL C. FLETCHER**
PCT OFFICE OF PCT
OPERATIONS

703-305-3230

703-872-9306

From: **Sheena Hicks**

Date: **March 23, 2004**

Pages including cover: **3**

If you do not receive all of the pages please call (650) 812-1300 as soon as possible. Thank you.

Sender's Comments:

As of today, WIPO has not received the priority documents for PCT/US02/09060. Please forward the certified copy of US patent application no. 09/815,878 to WIPO. Please review attached documents.

Re: **PCT Patent Application entitled LIFT DEVICE WITH**
VARIABLE SPEED ACTUATION
Applicant: Maxon Lift Corporation
Application No.: PCT/US02/09060
Filed: March 22, 2002
Our Reference: 23451-047

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20 FEB 2004

Datum/Date

26-02-2004

Zeichen/Ref./Ref.

TLB/P410519EP

Anmeldung Nr./Application No./Demande n°./Patent Nr./Patent No./Brevet n°.

02719336.6-1257/1387654

Anmelder/Applicant/Demandeur/Patentinhaber/Proprietor/Titulaire

Maxon Lift Corporation

COMMUNICATION concerning the PRIORITY DOCUMENT

With respect to the filing of the certified priority document(s) for the above-mentioned European patent application, we would like to inform you as follows:

The International Bureau [IB] has not received the priority document from the PCT Receiving Office [RO] despite the applicant's request under Rule 17.1(b) PCT. Please note that as long as the priority document is missing, substantive examination can only begin, if the patentability of the claimed subject-matter is not dependent on the validity of the priority right. However, no European patent will be granted (i.e. no communication "Decision to grant a European patent pursuant to Article 97(2) EPC" [EPO Form 2006] will be dispatched to the applicant) as long as the priority document is not on file.

RECEIVING SECTION



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Our Ref: TLB/JD

27th February 2004
FACSIMILE TRANS

Ms. Sheena Hicks
Manatt, Phelps & Phillip
1001 Page Mill Road, B
Palo Alto
California 94304-1006
U.S.A.

Dear Sheena

Re: European Patent Application No. 02719336.6
(European Regional Phase of PCT/US02/09060)
Lift device with variable speed actuation
Maxon Lift Corporation
Your Ref: 23451-047
Our File No. P 410519 EP

Further to my letter of 14th January 2004, I write to send you a copy of a Communication received from the European Patent Office concerning the priority document.


Although there is no response date, you will see that the Office does not appear to have received the priority document.

I think it would be prudent to lodge a copy of the priority document with the European Patent Office, regardless of what steps you are taking with WIPO to do the same. Accordingly, if you can let me have a certified copy of USSN 09/815878, I shall lodge this with the European Patent Office.

I look forward to hearing from you.

Kind regards.

Yours sincerely


T.L. BRAND
Enc.

FIRMATION

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